IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 16658 of 2006

Date of decision: 11.10.2007

Chander Hans

..... Petitioner

Versus

State Bank of Patiala and another

..... Respondents

Coram: Hon'ble Mr. Justice M.M.Kumar
Hon'ble Mr. Justice Ajay Kumar Mittal

Present: Ms. Sangeeta Dubey , Advocate,
for the petitioner.

Mr. H.N.Mehtani, Advocate,
for the respondents.

M.M.Kumar, J.

Learned counsel for the respondents, after obtaining instructions and on the basis of the statement of account, states that the total outstanding amount payable by the petitioner is Rs. 65,628/- and the Bank has agreed to the payment of the aforementioned amount in two instalments within a period of three months. In other words, first instalment should be paid within six weeks and the next within the next six weeks.

Learned counsel for the petitioner, however, states that the petitioner is not in a good financial condition and instead of making payment in two installments, the petitioner may be permitted to make the payment in three installments every six weeks.

In view of the above, we dispose of the writ petition by accepting the prayer made by the petitioner that the amount of Rs. 65,628/- shall be paid in three installments every six weeks. Accordingly, the first instalment of Rs. 22,000/- shall be paid on or before 26.11.2007 and the next instalment of Rs. 22,000/- shall be paid on or before 07.01.2008 and the remaining amount of Rs. 21,628/- shall be deposited by 18.02.2008.

It is made clear that if the amount is not paid as per the undertaking, then the respondents would not be bound by these directions and shall be entitled to recover the same in accordance with law. A copy of the statement of account is taken on record as mark 'A'.

(M.M.KUMAR)
JUDGE

(AJAY KUMAR MITTAL)
JUDGE

October 11, 2007
pj